In re Application of Ulrich et al., -, 08/882

the gene. An inducible (isopropy- β -D-thio-galactopyranoside) T7 phage promoter controls expression of the insert and the plasmid also contains a kanamycin resistance gene. This plasmid is used for expression of the vaccine in E. coli strain BL-21 host cells.--

IN THE SEQUENCE LISTING

Kindly replace pages 70-95 of the Sequence Listing with herein submitted pages 70-99 of Sequence Listing.

IN THE CLAIMS

Kindly amend the claims as follows.

4 (Amended). An isolated and purified DNA fragment according to claim 1, wherein said superantigen toxin is staphylococcal enterotoxin B having the sequence of SEQ ID NO:5 or a portion thereof [, or an allelic protion thereof].

- 5 (Amended) An isolated and purified DNA fragment according to claim 1, wherein said superantigen toxin is Staphylococcal enterotoxin B having the sequence of SEQ ID NO:7 or a portion thereof [, or an allelic protion thereof].
- 6 (Amended). An isolated and purified DNA fragment according to claim 1, wherein said superantigen toxin is Staphylococcal enterotoxin B having the sequence of SEQ ID NO:9 or a portion thereof [, or an allelic protion thereof].

12 (Amended). An isolated and purified DNA fragment according to claim #, wherein said fragment encodes the amino acid sequence of SEQ ID NO:6 or a portion thereof [, or an allelic portion thereof].

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- 13 (Amended). An isolated and purified DNA fragment according to claim 8, wherein said fragment encodes the amino acid sequence of SEQ ID NO:8 or a portion thereof [, or an allelic portion thereof].
- 14 (Amended). An isolated and purified DNA fragment according to claim &, wherein said fragment encodes the amino acid sequence of SEQ ID NO:10 or a portion thereof [, or an allelic portion thereof].
 - 18 (Amended). A recombinant DNA construct comprising [:]

[(i)] a vector[, and] containing [(ii)] an isolated Staphylococcal entertoir B and purified altered superantigen toxin DNA fragment according to claim 1.

21 (Amended). A recombinant DNA construct according to claim 18, wherein said DNA fragment has the sequence according to SEQ ID NO:5 or a portion thereof [, or an allelic portion thereof].

- 22 (Amended). A recombinant DNA construct according to claim 18, wherein said DNA fragment has the sequence according to SEQ ID NO:7 or a portion thereof [, or an allelic portion thereof].
- 23 (Amended). A recombinant DNA construct according to claim 18, wherein said DNA fragment has the sequence according to SEQ ID NO:9 or a portion thereof [, or an allelic portion thereof].
- 44 (Amended). [A] <u>An isolated</u> host cell transformed with a recombinant DNA construct according to claim 18.

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